

TITLE: Ave 24 - 4 Seasons Crossing Design

DATE: 05/05/2017

PROJECT: Construction Package No. 2-3

CONTRACT NO: HSR13-57

CONTRACTOR: Attn: Michael Costa
 Dragados / Flatiron Joint Venture
 1775 Park St, Bldg 75
 Selma, CA 93662

DESCRIPTION OF CHANGE:

This change order includes the additional efforts to change the design for Ave 24 Undercrossing into a four-season crossing. The undercrossing was a three-season crossing within DFJV's scope of work per Change Order No. 10. This change order will cover the cost for the scope of work per Jacob's Engineering Change Notice. 87, "High Ground Water in Tulare county", dated January 06, 2017 and attached with DFJV's COP No. 98.1, Rev. 1, (DFJV-HSR-0370), dated January 18, 2017.

The compensation in this Change Order is per Section 17.0 and Section 23.0 of the General Provisions. These costs are agreed as full and complete costs for Jacobs Engineering.

The cost of construction, construction support services, VV&SC and other services required for the construction of Avenue 24 Undercrossing in the County of Tulare will be covered under a forthcoming change order after the cost of these services are determined and agreed between DFJV and HSRA.

DETERMINATION OF TIME IMPACT AND TIME IMPACT:

Consideration of time adjustment and time impact will be deferred until completion of work specified in this change order.

D = Deferred.

| PCO | Payment Item | Description | Quantity | Units | Unit Price | Net Amount | Time Adj. (Days) |
|---------------|--------------|---|----------|-------|--------------|---------------------|------------------|
| | 00001 | This lump sum payment will cover the cost for the Scope of Work covered per Jacob's Engineering Change Notice. 87, "High Ground Water in Tulare county", dated January 06, 2017 and attached with DFJV's COP No. 98.1, Rev. 1, (DFJV-HSR-0370), dated January 18, 2017. These costs are agreed as full and complete costs for Jacobs Engineering. | 1.0 | LS | \$652,921.00 | \$652,921.00 | D |
| | 00002 | This lump sum amount is for DFJV's Markup on sub-contractor work per Section 23.1, "Overhead and Profit" of General Provisions. | 1.0 | LS | \$45,704.00 | \$45,704.00 | D |
| Total: | | | | | | \$698,625.00 | D |

ATTACHMENTS:

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| | | | |
|---------------|--------------------------------------|----------------|-------------|
| Contractor | California High Speed Rail Authority | | |
| Acceptance by | Submitted by | Recommended by | Approved by |
| | | | |

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Release of Claims

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

Contractor's Sworn Certification

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

Subcontractor's Sworn Certification(s):

Attached as _____ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

Dragados / Flatiron Joint Venture

Acceptance by

Signature

UNILATERAL

UNILATERAL

Date

California High-Speed Rail Authority

Submitted by

Signature



Charlie Guess - DB Oversight Manager

Date

5-5-17

Recommended by

Signature



Jorge Granados - Design & Construction Manager

Date

5/5/17

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| | | | |
|---------------|--------------------------------------|----------------|-------------|
| Contractor | California High Speed Rail Authority | | |
| Acceptance by | Submitted by | Recommended by | Approved by |
| | | | |